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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
TREVOR GRAHAM,)
)
Defendant.)

Criminal No. CR 06-0725 SI

**STIPULATION AND [PROPOSED]
ORDER EXCLUDING TIME**

The above-captioned matter came before the Court on February 2, 2007, for status. The defendant was represented by Gail Shifman, Esq., and the government was represented by Jeffrey Finigan, Assistant United States Attorney. The matter was continued to February 16, 2007, at 11:00 a.m. in this Court for further proceedings.

The Court made a finding that the time from and including February 2, 2007, through February 16, 2007, should be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A),

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1 because the ends of justice served by taking such action outweighed the best interest of the public
 2 and the defendant in a speedy trial. The finding was based on the need for the defendant to have
 3 reasonable time necessary for effective preparation, taking into account the exercise of due
 4 diligence, and for continuity of counsel pursuant to 18 U.S.C. § 3161(h)(8)(B)(iv).

5 The parties hereby agree to and request that the case be continued until February 16,
 6 2007, and that the exclusion of time until then be granted. The parties further hereby agree to
 7 and request that the time from January 26, 2007, through and including February 2, 2007, be
 8 excluded for the same bases set forth herein, as defense counsel was ill during that time period,
 9 which caused a continuance of the previously scheduled appearance on January 26, 2007, to
 10 February 2, 2007. The parties agree and stipulate that the additional time is appropriate and
 11 necessary under Title 18, United States Code, § 3161(h)(8)(A), because the ends of justice served
 12 by this continuance outweigh the best interest of the public and the defendant in a speedy trial.
 13 This time exclusion will allow defense counsel to effectively prepare, taking into account the
 14 exercise of due diligence, and will provide for continuity of counsel for the defendant.

15
 16 DATED: February 5, 2007

/s/
 GAIL SHIFMAN
 Counsel for Trevor Graham

17
 18
 19 DATED: February 2, 2007

/s/
 JEFFREY FINIGAN
 Assistant U.S. Attorney

20
 21
 22 So ordered.

23 DATED:


 SUSAN ILLSTON
 UNITED STATES DISTRICT COURT JUDGE